JUN 0 2 2004

## OFFICIAL

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Creed		)	Art Unit: 2614
Serial No.: 10/003,712		) )	Examiner: Kostak
Filed:	October 29, 2001	)	50R4793
For:	SYSTEM AND METHOD FOR CONFIGURING AND INSTALLING INDIVIDUAL DEVICES OF A HOME ENTERTAINMENT SYSTEM	) ) )	June 1, 2004 750 B STREET, Suite 3120 San Diego, CA 92101

## **RULE 131 DECLARATION**

Commissioner of Patents and Trademarks Washington, DC 20231

Dear Sir:

I, Frederick Zustak, declare as follows:

As evidenced by the enclosed Sony Invention Disclosure form signed and dated as being witnessed by me on May 1, 2001, the present inventors conceived of the present invention at least prior to October 2, 2001. Specifically, using the limitations of Claim 1 as an example and referring to the enclosed Sony Invention Disclosure form, the present inventors conceived of a portable flash memory device (Memory Stick®, first paragraph) that is engageable with the television and the entertainment device (first paragraph) for receiving information therefrom. The memory media has set-up instructions for the television and/or the peripheral device ("in use" section) that can be displayed at the television.

I declare that the inventors were diligent in reducing the invention to practice at least from a time prior to October 2, 2001. Specifically, I declare that the inventors submitted the enclosed invention disclosure prior to October 2, 2001 to Sony Intellectual Property Department, which then diligently processed the application for

1168-31.DEC

ROGITZ&ASSOCIATES

CASE NO.: 50R4793 Serial No.: 10/003,712

June 1, 2004 Page 2

PATENT Filed: October 29, 2001

disclosure to outside counsel and subsequent filing within the usual course of Sony business in filing patent applications.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United State Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Managing Attorney, Sony Electronics, Inc.

Respectfully submitted,

John L. Rogitz

Registration No. 33,549

Attorney of Record

750 B Street, Suite 3120

San Diego, CA 92101

Telephone: (619) 338-8075

JLR:jg

1169-31,DEC